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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

DOUGLAS ASHBY, CAROL PORTO,  
GRANT WENZLICK, LEO  
NEWBERRY, and  
EVELYN BROEFFLE,

Plaintiffs,

v.

FARMERS INSURANCE COMPANY  
OF OREGON and FARMERS GROUP,  
INC.,

Defendants.

Case No. CV 01-1446 BR

**MOTION FOR JUDGMENT AS A  
MATTER OF LAW THAT  
PLAINTIFFS ARE NOT ENTITLED  
TO STATUTORY DAMAGES  
EXCEEDING THE STATUTORY  
MINIMUM**

**L.R. 7.1 CERTIFICATION**

Defendants' counsel certifies that he conferred with Plaintiffs' counsel to resolve the dispute, but the parties were unable to do so.

## MOTION

Pursuant to Federal Rule of Civil Procedure 50(a), Farmers Insurance Company of Oregon and Farmers Group, Inc., (collectively, “Farmers” or “Defendants”) hereby move for judgment as a matter of law that Plaintiffs did not provide sufficient evidence entitling them to any award beyond the \$100 minimum established by the Fair Credit Reporting Act (“the FCRA”) for willful violations.

Farmers’ motion is supported by the accompanying Memorandum, and such other evidence and argument that may be presented at the hearing on this motion.

DATED: June 21, 2009.

STOEL RIVES LLP

/s/ Timothy W. Snider

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